

ORDINANCE NO. G-1139

AN ORDINANCE AMENDING TITLE VII ENTITLED "UTILITIES" CHAPTER 700 ENTITLED "WATER AND WATERWORKS" OF THE CODE OF THE CITY OF JUNCTION CITY, KANSAS BY AMENDING ARTICLE I ENTITLED "WATERWORKS REGULATIONS" BY ADDING A NEW SECTION 700.005 ENTITLED "DEFINITIONS", BY AMENDING SECTIONS 700.010 ENTITLED "MANAGEMENT", 700.025 ENTITLED "CITY TO MAKE CONNECTIONS", 700.030 ENTITLED "CURB STOPS AND WASTE COCKS", AND 700.040 ENTITLED "LOCATION OF WATER SERVICE LINES AND METER INSTALLATIONS"; BY AMENDING ARTICLE III ENTITLED "FIRE HYDRANTS" BY AMENDING SECTIONS 700.300 ENTITLED "INSTALLATION OF FIRE HYDRANTS" AND 700.315 ENTITLED "CHANGING LOCATION" AND BY ADDING A NEW ARTICLE VII ENTITLED "WATER MAIN CONSTRUCTION AND INSPECTION"

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

**SECTION 1.** A new Section 700.050 is hereby added to Article I of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas to read as follows:

**SECTION 700.005 - DEFINITIONS.**

The following words, terms and phrases used in this Article shall have the meanings ascribed to them in this Chapter, except where the context clearly indicates a different meaning:

**"BENEFITTED PROPERTIES"** means all properties which will derive benefit from the construction of the improvement.

**"CHARGE"** or **"CHARGES"** means the amount charge at the time and in the amount hereinafter provided to each premises in the water supply system for connecting hereinafter provided, to each premises in the water supply system for connecting directly or indirectly for water use and availability, for debt service and for permits and installation.

**"CITY WATER DISTRIBUTION SYSTEM"** means all mains, connections, pipes, meters, hydrants and appurtenances connected with or served by the City water system, including water supplying wells and well houses.

**"DEPARTMENT"** means the City Department of Municipal Services and/or the City operating agent.

**"DEVELOPER"** means the contract holder or anyone else having a beneficial interest in a benefitted property and construction of the water system improvements.

**"ENGINEERING DESIGN STANDARDS"** means the design standards for public and private improvements for project improvements within the jurisdiction of the City, as adopted by resolution of the City Commission.

**"OFF-SITE WATER MAINS"** means water mains constructed off the premises of the developer to be served, which are necessary to afford service to the premises from transmission water mains not adjacent to the premises.

"**OWNER**" means fee title holder, contract holder or anyone else having a beneficial interest in a benefitted property.

"**PREMISES**" means the lands included within the boundaries of a single description as set forth from time to time on the general tax rolls of the City as a single taxable item in the name of a taxpayer or taxpayers at one address but in the case of platted lots shall be limited to a single platted lot unless an existing building or structure is so located on more than one lot as to make the same a single description for purposes of assessment or conveyance, now or hereafter.

"**SERVICE CONNECTION**" means a connection serving a single water customer consisting of one water connection, one curb stop and one meter.

"**UNIT**" means any premises or portion of premises to which there is available or delivered that quality of water ordinarily used in or needed for the occupancy of a residence building by a single family of ordinary size or which is occupied by such a single family.

"**WATER CONNECTION**" means that part of the City water distribution system connecting the watermain with the premises served.

"**WATERMAIN**" means that part of the City water distribution system located with easement lines or streets designed to supply more than one water connection.

"**WATER METER**" means the meter itself, the remote dial and the wire connecting them where pertinent.

"**WATER SUPPLY SERVICES**" means the transportation, metering, pumping and delivery of the City water to the premises now or hereafter connected directly or indirectly to the water supply system.

**SECTION 2.** Section 700.010 of Article I of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.010: - MANAGEMENT**

The Municipal Waterworks Plant and Water Distribution System shall be managed and operated in accordance with the administrative rules of the City. The active control and supervision of the Waterworks Plant, and Water Distribution Systems shall be fixed by the City Manager, subject to the direction of the City Commission, which shall make all needful ordinances and approve rules and regulations pertaining to the effective management and operation of the Water Supply System.

**SECTION 3.** Section 700.025 of Article I of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.025: - CITY TO MAKE CONNECTIONS**

- A. All water main connections shall be design and constructed per the City *Engineering Design Standards* as adopted by resolution of the City Commission.
- B. *Trenching and Backfilling.* All excavations shall be made per the City *Engineering Design Standards* as adopted by resolution of the City Commission.

C. *Character of Pipe for Service Connections.* All service pipes installed shall be per the City *Engineering Design Standards* as adopted by resolution of the City Commission.

**SECTION 4.** Section 700.030 of Article I of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.030: - CURB STOPS AND WASTE COCKS**

Curb stops, waste cocks and services boxes, pits, and vaults shall be installed for every water service and shall be per the City *Engineering Design Standards* as adopted by resolution of the City Commission.

**SECTION 5.** Section 700.040 of Article I of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.040: - LOCATION OF WATER SERVICE LINES AND METER INSTALLATIONS**

All water service lines supplying water from the City to the property, and all meter and meter installations shall be per the City *Engineering Design Standards* as adopted by resolution of the City Commission.

**SECTION 6.** Section 700.300 of Article III of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.300: - INSTALLATION OF FIRE HYDRANTS**

It shall be unlawful for any person to install, or cause to be installed, on public or private property, any fire hydrant for use other than that type and style per the City *Engineering Design Standards* as adopted by the City Commission.

**SECTION 7.** Section 700.315 of Article III of Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas is hereby amended by repealing said section and enacting in lieu thereof the following:

**SECTION 700.315: - CHANGING LOCATION**

Any change in the location of a fire hydrant must meet the approval of the Fire Chief and the City Engineer. The cost of moving a hydrant shall be paid by the party desiring the change.

**SECTION 8.** A new Article VII is hereby added to Chapter 700 of Title VII of the Code of Ordinances of the City of Junction City, Kansas to read as follows:

**ARTICLE VII - WATER MAIN CONSTRUCTION AND INSPECTION**

**SECTION 700.710; - PERMIT - REQUIRED**

No water main which shall serve or be designed to serve more than one premises shall be constructed, reconstructed or altered in the City unless a permit for such construction, reconstruction or alteration is first procured from the City.

**SECTION 700.720; - PERMIT - APPLICATION**

Application for a permit under this Article shall be accompanied by complete plans, specifications and cost estimate which shall be submitted to the Department for review and approval before such permit is issued. Such review will include:

- A. Checking water main plans for size of mains and adequacy of valves and fire hydrants;
- B. Determining protection of pipe, width of trench and strength of pipe by depth of main and type of soil to be encountered;
- C. General review of cost estimate for payment of fees;
- D. Review for compliance to the City standards and specifications.

**SECTION 700.730; - REVIEW FEE**

A review fee as established by resolution of the City Commission of the estimated cost of the project as determined by the owner's engineer shall be paid to the City at the time an application for permit is filed under this Article.

**SECTION 700.740; - PERMIT FEE - FINAL FIELD INSPECTION**

- A. A permit fee in an amount as established by resolution of the City Commission shall be deposited with the City to reimburse the ordinary costs incurred by the City for inspection during water main construction. The amount of all fees shall be adjusted to meet the actual cost of inspection of the project after work is completed at which time an additional inspection fee may be required and become payable to the City or a refund made to the owner.
- B. Upon completion of the water system improvements they shall be tested per the latest AWWA test requirements for public water supply systems, including chlorination and pressure test. All costs for testing shall be borne by the owner.
- C. Upon completion of the project the Department shall make a final field inspection accompanied by the owner's consulting engineer who shall furnish thereto copies of gate valve and well hydrant, and water main locations and sizes to the Department. The owner's engineer shall then prepare as-built drawings of the project per the *City Engineering Design Standards*, as adopted by resolution of the City Commission.

**SECTIONS 700.750 & 700.780; RESERVED FOR FUTURE USE.**

**SECTION 700.790; PENALTY**

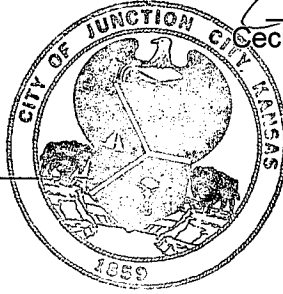
Failure to comply with the provisions of this Article by any person or entity shall be deemed a public offense, punishable by up to \$500.00 per violation, per day. Each day a violation of this Article occurs shall constitute a separate public offense. Any penalty imposed by this provision shall be in addition to any other remedy at law or equity available to the City arising out of applicant's activities with the City's water systems.

**SECTION 9.** This ordinance shall be in full force and effect from and after its adoption and publication as provided by law.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

Tyler Ficken, City Clerk



Cecil Aska, Mayor